

1 ACKERMANN & TILAJEF, P.C.  
2 Craig J. Ackermann, Ca Bar No. 229832  
3 Tatiana Hernandez, Ca Bar No. 255322  
4 1180 South Beverly Drive, Suite 600  
5 Los Angeles, Ca 90035  
6 (310) 277-0614 (Phone)  
7 (310) 277-0635 (Fax)  
8 Cja@Laborgators.Com

9 BAILEY & GLASSER, LLP  
10 Brian A. Glasser (WVSB#6597)  
11 Eric B. Snyder (WVSB#9143)  
12 209 Capitol Street  
13 Charleston, West Virginia 25301  
14 (304) 345-6555  
15 (304) 342-1110 Facsimile  
16 *Pro Hac Vice Motions to Follow*

17 NELKIN & NELKIN, P.C.  
18 Jay Nelkin (Federal Bar No. JN7743)  
19 5417 Chaucer  
20 Houston, Texas 77005  
21 Tel. (713) 526-4500  
22 Fax. (713) 526-8915  
23 *Pro Hac Vice Motion to Follow*

24 Attorneys for Plaintiffs  
25 Peter Yunis, David Goldman, Vicki Shawl, Mark Shawl, Michelle Hardwick, Jimmy Hardwick,  
26 Gina Pennisi, Darren Whitlock and Brett Adams and all others similarly situated.

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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

29 PETER YUNIS, DAVID GOLDMAN,  
30 *et al.* individually and on behalf of all others  
31 similarly situated,

32 Plaintiffs,

33 v.

34 FERRELLGAS, L.P.;  
35 FERRELLGAS, INC.;  
36 FERRELLGAS PARTNERS, L.P.;  
37 AMERIGAS PROPANE, L.P.;  
38 AMERIGAS PROPANE, INC.;  
39 AMERIGAS EAGLE PROPANE, L.P. and  
40 AMERIGAS PARTNERS, L.P.

41 Defendants

) Case No. C-09-03093-SI TEH

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**RULE 41(a)(1)(A)(i) NOTICE OF  
DISMISSAL OF INDIVIDUAL  
CLAIMS OF DARREN WHITLOCK  
WITHOUT PREJUDICE**

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Darren Whitlock,  
2 hereby stipulates to the dismissal, without prejudice, of his individual claims against all Defendants  
3 in the above-referenced lawsuit. Because the Defendants have not yet responded to the Original or  
4 Amended Complaints, the dismissal does not require leave of court and should be without  
5 prejudice. This notice of dismissal does not affect the case against the Defendants as to the  
6 remaining Plaintiffs, or those they seek to represent.

7  
8 Dated: September 18<sup>th</sup>, 2009

Respectfully submitted,

ACKERMANN & TILAJEF, P.C.  
1180 South Beverly Drive, Suite 600  
Los Angeles, Ca 90035  
(310) 277-0614 (Phone)  
(310) 277-0635 (Fax)  
Cja@Laborgators.Com

By: \_\_\_\_\_

Craig J. Ackermann, State Bar No. 229832  
Tatiana Hernandez, Ca Bar No. 255322

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5417 Chaucer  
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Fax. (713) 526-8915  
*Pro Hac Vice Motion to Follow*

Counsel for Plaintiffs  
Peter Yunis, David Goldman, Vicki Shawl, Mark  
Shawl, Michelle Hardwick, Jimmy Hardwick, Gina  
Pennisi, Darren Whitlock and Brett Adams and all  
others similarly situated

